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In re Application of:

Tatsuya IWASAKI, et al.

Application No.: 09/867,611

Filed: May 31, 2001

For: NANOSTRUCTURE, ELECTRON EMITTING
DEVICE, CARBON NANOTUBE DEVICE, AND
METHOD OF PRODUCING THE SAME

Docket No. 03560.002364.1
(35.G2364 DI)

Match and Return

Examiner: D.A. Zarneke

Group Art Unit: 2827

Date: September 11, 2002

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OCT 07 2002

Technology Center 2100

Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below

CLAIMS AS AMENDED						RECEIVED
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE OCT 16 2002
TOTAL CLAIMS	25	MINUS	20	= 5	x \$9 \$18	\$ 90.00
INDEP. CLAIMS	4	MINUS	3	= 1	x \$40 \$84	\$ 84.00
Fee for Multiple Dependent claims \$135°/\$280						\$ 0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT---						\$ 174.00

°Verified Statement claiming small entity status is enclosed, if not filed previously.

A check in the amount of \$ 174.00 is enclosed.

Charge \$ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed.

Match and Return

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Page 1 of 2

Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.

A check in the amount of \$____ to cover the fee for a ____ month extension is enclosed.

A check in the amount of \$____ to cover the Information Disclosure Statement fee is enclosed.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Michael Kondoudis
Attorney for Applicants
Michael E. Kondoudis
Registration No. 42,758

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200
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03560.002364.1 (35.G2364 DI)

PATENT APPLICATION



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Tatsuya IWASAKI, et al.

Appln. No.: 09/867,611

Filed: May 31, 2001

For: NANOSTRUCTURE, ELECTRON
EMITTING DEVICE, CARBON
NANOTUBE DEVICE, AND METHOD
OF PRODUCING THE SAME

Examiner: D.A. Zarneke

Group Art Unit: 2827

September 11, 2002

Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to further examination on the merits, Applicants request that the above-identified application be amended as follows:

IN THE SPECIFICATION:

Please substitute the following paragraph for the paragraph starting at page 3, line 13 and ending at page 4, line 10. A marked-up copy of this paragraph, showing the changes made thereto is attached.

--The diameter $2r$ of the nanoholes 35 and the hole-to-hole distance $2r$ can be controlled to a certain extent by adjusting the current and voltage during the anodization

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